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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, MAY 18, 2001

APPLICATION OF

360NETWORKS (USA) OF VIRGINIA INC. CASE NO. PUC010035

For a certificate of public
convenience and necessity to
provide local exchange
telecommunications services

FINAL ORDER

On February 6, 2001, 360networks (USA) of Virginia inc.
("360networks" or the "Company") filed an application for a
certificate of public convenience and necessity with the State
Corporation Commission ("Commission") to provide local exchange
telecommunications services throughout the Commonwealth of
Virginia.¹

By Order dated March 13, 2001, the Commission directed the
Company to provide notice to the public of its application,
directed the Commission Staff to conduct an investigation and
file a Staff Report, and scheduled a public hearing to receive
evidence relevant to 360networks' application. On April 23,
2001, 360networks filed proof of publication and proof of
service as required by the March 13, 2001, Order.

¹ 360networks already holds a certificate of public convenience and necessity to provide interexchange telecommunications services in Virginia, Certificate No. TT-91B.

On April 27, 2001, the Staff filed its Report finding that 360networks' application was in compliance with the Rules Governing the Offering of Competitive Local Exchange Telephone Service ("Local Rules"). Based upon its review of 360networks' application, the Staff determined it would be appropriate to grant the Company a certificate to provide local exchange telecommunications services subject to the condition that if the Company collects customer deposits, 360networks shall establish and maintain an escrow account held by an unaffiliated third party in a Virginia bank, notify the Division of Economics and Finance of the escrow arrangement, and maintain the account until such time as the Staff or Commission determines it is no longer necessary

A hearing was conducted on May 10, 2001. At the hearing, the application and accompanying attachments and the Staff Report were entered into the record without objection. No public witnesses appeared.

NOW THE COMMISSION, having considered the application and the Staff Report, finds that the Company should be granted a certificate to provide local exchange telecommunications services.

Accordingly, IT IS ORDERED THAT:

(1) 360networks (USA) of Virginia inc. is hereby granted a certificate of public convenience and necessity, No. T-557, to

provide local exchange telecommunications services subject to the restrictions set forth in the Rules Governing the Offering of Competitive Local Exchange Telephone Service, § 56-265.4:4 of the Code of Virginia, and the provisions of this Order.

(2) The Company shall provide tariffs to the Division of Communications that conform to all applicable Commission rules and regulations.

(3) Should the Company collect customer deposits, it shall establish and maintain an escrow account for such funds, held by an unaffiliated third party in a Virginia bank, and shall notify the Division of Economics and Finance of the escrow arrangement. Any escrow arrangement established pursuant to this requirement shall be maintained until such time as the Staff or Commission determines it is no longer necessary.

(4) There being nothing further to come before the Commission, this case shall be dismissed and the papers filed herein placed in the file for ended causes.